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# ARTICLES OF PEACE

Made, Concluded, Accorded and Agreed upon the 30. day of *July*, 1646. by and between His Excellency, *James* Lord Marques of *Ormond*, Lord Lieutenant General, and General Governor of His Majesties Kingdom of *Ireland*, His Majesties Commissioner, to Treat and Conclude a Peace with His Majesties Roman Catholique Subjects of the said Kingdom, by vertue of His Majesties Commission under the

Great Seal of *ENGLAND*,

Bearing date at *Buckingham* on the 24. day of *June*, in the Twentieth year of His Reign, for and on the behalf of His most Excellent Majesty of the one part;

AND

*Donogh* Lord Viscount *Muskery*, and others appointed and Authorized by His Majesties said Roman Catholique Subjects, by vertue of an Authority of the said Roman Catholique Subjects, bearing date the sixth day of *March*, 1645. and in the One and twentieth year of His Majesties Reign, of the other part.

*Published by Authority and Command of the Lord Lieutenant and Councel there.*

Imprinted first at *Dublin* by *William Bladen*, Printer to the Kings most Excellent Majesty; and now Reprinted at *London* for *Edw. Husband*, Printer to the Honorable House of Commons, *Sept.* 7. 1646.

By the Lord Lieutenant and
COUNCEL.

ORMOND.

WHereas Articles of Peace are made, concluded, accorded and agreed upon, by and between Us, James Lord Marques of Ormond, Lord Lieutenant General, and General Governor of His Majesties Kingdom of Ireland, His Majesties Commissioner to Treat and conclude a Peace With His Majesties Roman Catholique Subjects of the said Kingdom, by vertue of His Majesties Commission under the Great Seal of England, bearing Date at Buckingham on the 24. day of June, in the Twentieth year of His Raign, for and on the behalf of His most Excellent Majesty of the one part; and Donogh Lord

Viſcount Muskery and others, appointed and Authorized by his Majeſties ſaid Roman Catholique Subjects, by vertue of an Authority of the ſaid Roman Catholique Subjects, bearing Date the ſixth day of March, 1645. and in the 21. year of his Majeſties Raign, of the other part, a true Copy of which Articles of Peace is hereunto annexed, Wee the Lord Lieutenant and Councel do by this Proclamation in his Majeſties Name publiſh the ſame, And do, in his Majeſties Name, ſtrictly charge and command all his Majeſties Subjects, and all others Inhabiting or Reſiding within his Majeſties ſaid Kingdom of Ireland, to take notice thereof, and to render due Obedience to the ſame in all the parts thereof.

And as his Majeſty hath been induced to this Peace out of a deep ſence of the miſeries and calamities brought upon this his Kingdom and people, and out of a hope conceived by his Majeſty that it may prevent the further effuſion of his Subjects blood, redeem them out

of

of all the miſeries and calamities under which they now ſuffer, reſtore them to all quietneſs and happineſs under his Majeſties moſt gracious Government, deliver the Kingdom in general from thoſe ſlaughters, depredations, rapines & ſpoils which always accompany a War, encourage the Subjects and others with comfort to betake themſelvs to Trade, Traffique, Commerce, Manufacture, and all other things which uninterrupted may increaſe the Wealth and ſtrength of the Kingdom, beget in all his Majeſties Subjects of this Kingdom, a perfect Unity amongſt themſelves, after the too long continued Diviſion amongſt them: So his Majeſty aſſures himſelf that all his Subjects of this his Kingdom (duly conſidering the great and inеſtimable benefits which they may finde in this Peace) will with all duty render due obedience thereunto. And We, in his Majeſties Name do hereby Declare, That all perſons ſo rendring due Obedience to the ſaid Peace, ſhall be protected, cheriſhed, countenanced and ſupported

ported by His Majesty and his Royal Authority, according to the true intent and meaning of the said Articles of Peace.

Given at His Majesties Castle of *Dublin*, the Thirtieth day of July, 1646.

*Ri. Bolton, Canc.* *La. Dublin.*

*Roscomon.* *Dillon.* *Geo. Cloyne.*

*Cha. Lambart.* *Arthur Chichester.*

*Gerrard Lowther.* *Hen. Tichborn.*

*Fr. Willoughby.* *Tho. Lucas.*

*Robert Forth.* *Ja. Ware.*

God save the King.

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*Articl*

*Articles of Peace made, concluded, accorded, and agreed upon, by and between his Excellency* IAMES *Lord Marques of Ormond, Lord Lieutenant General, and General Governour of His Majeſties Kingdom of* Ireland, *His Majeſties Commiſſioner to Treat and conclude a Peace with His Majeſties Roman Catholique Subjects of the ſaid Kingdom, by vertue of His Majeſties Commiſſion under the Great Seal of* England, *bearing date at* Buckingham, *the* 24. *day of* Iune, *in the twentieth year of His Raign, for and on the behalf of His moſt Excellent Majeſty, of the one party; And* Richard *Lord Viſcount* Mountgarret, Donogh *Lord Viſcount* Muskery, *Sir* Robert Talbot *Baronet*, Dermot O Bryen, Patrick Darcy, Gefferey Brown, *and* Iohn Dillon, *Eſquires, Appointed and Authorized by His Majeſties ſaid Roman Catholique Subjects by vertue of an Authority of the ſaid Roman Catholique Subjects, bearing date the ſixth day of March,* Anno Domini, *One thouſand ſix hundred forty five, and in the twenty one year of His Majeſties Raign, Authorizing them and others, or any four or more of them to Treat and Conclude a Peace in the ſaid Kingdom of* Ireland, *with His Majeſties ſaid Commiſſioner, for and in the behalf of His Majeſties ſaid Roman Catholique Subjects on the other party.*

IN *primis*, It is Concluded, Accorded and Agreed upon, by His Majeſties ſaid Commiſſioner, for and on the behalf of His moſt Excellent Majeſty, and the ſaid *Richard* Lord Viſcount *Mountgarret*, *Donogh* Lord Viſcount *Muskery*, Sir *Robert Talbot* Baronet, *Dermot O Bryen*, *Patrick Darcy*, *Geffery Brown* and *Iohn Dillon*, Eſquires, on the behalf of the ſaid Roman Catholique Subjects; And His Majeſty is graciouſly pleaſed, that it ſhall be provided by Act of Parliament to be paſſed in the next Parliament to be held in this Kingdom, That the

the Professors of the Roman Catholique Religion in the said Kingdom or any of them be not bound or obliged to take this Oath expressed in the Statute of *Secundo Eliz:* commonly called *the Oath of Supremacy*, And that the said Oath shall not be tendred unto them, and that the refusal of the said Oath shall not redound to the prejudice of them, or any of them, they taking the Oath of Allegiance *In hac verba. I.* A. B. *do truely acknowledge, confesse, testifie, and declare in my conscience before God and the World, That our Soveraign Lord King* CHARLES *is Lawful and Rightful King of this Realm, and of other His Majesties Dominions and Countryes, and I will bear Faith and true Allegience to His Majesty, and His Heires and Successors, and Him and them will defend to the uttermost of my power against all conspiracies and attempts whatsoever, which shall be made against His or their Crown or Dignity, and do my best endeavor to disclose and make known unto His Majesty, His Heires and Successors, or to the Lord Deputy or other Governor for the time being, all Treasons or Trayterous Conspiracies, which I shall know or hear to be intended against His Majesty or any of them, and I do make this recognition and acknowledgement heartily, willingly, and truely, upon the true faith of a Christian. So help me God, &c.* So as by the same Act it be further Provided and Enacted, that if any Roman Catholique happen to be promoted, presented or advanced to any Ecclesiastical promotion, dignity or benifice according to the form now used in the Protestant Church of *Ireland*, That the freedom and exemption aforesaid shall not extend to any such Roman Catholique; Or if any being Protestant, be advanced, promoted or presented to any Ecclesiastical benefice, dignity or promotion, shall afterwards happen to become a Roman Catholique, that the freedom and exemption aforesaid shall not so far extend to any such Roman Catholique, but that upon tender of the said Oath, and refusal thereof, he be for that cause left subject to privation of the said benefice, dignity or promotion, according to the said Statute; And it is further concluded, accorded and agreed, by and between the said parties, that for all matters concerning the first Propositon of the said Catholiques, *viz.* That all Acts made against the professors of the Roman Catholique Faith, whereby any restraint, penalty, mulct, or incapacity, may be laid upon any

any Roman Catholique within the Kingdom of *Ireland*, may be Repealed, and the ſaid Catholiques to be allowed the freedom of the Roman Catholique Religion. That His Majeſties ſaid Roman Catholique Subjects be referred to His Majeſties gracious Favor and further Conceſſions; And that no clauſe in theſe Articles ſhall or may hinder His Majeſties ſaid Roman Catholique Subjects, or any of them from the benefit of His Majeſties further Graces and Conceſſions; And that no uſe ſhall be made of the Papers paſt on this Treaty, or any of them, concerning the ſaid firſt Propoſition, which may in any ſort hinder the ſaid Roman Catholique Subjects, or any of them, from His Majeſties further Conceſſions. And that His Majeſties ſaid Commiſſioner and other chief Governour or Governours of this Kingdom for the time being, ſhall cauſe whatſoever ſhall be further directed by His Majeſty to be paſſed in Parliament, for and on the behalf of His ſaid Roman Catholique Subjects, to be accordingly drawn into Bills, and tranſmitted according to the uſual maner, to be afterwards paſſed as Acts in the ſaid Parliament.

2. *Item*, It is further concluded, accorded and agreed upon, by and between the ſaid parties, And His Majeſty is graciouſly pleaſed to call a new Parliament to be held in this Kingdom, on or before the laſt day of *November* next enſuing, and that all matters agreed on by theſe Articles to be paſſed in Parliament, ſhall be tranſmitted into *England*, according the uſual form, to be paſſed in the ſaid Parliament, and that the ſaid Acts ſo to be agreed upon, and ſo to be paſſed, ſhall receive no alteration or diminution here or in *England*; Provided, that nothing ſhall be concluded by both or either of the ſaid Houſes of Parliament, which may bring prejudice to any of His Majeſties Proteſtant Party, or their Adherents, or to any of His Majeſties Roman Catholique Subjects party, or their Adherents, other then ſuch things as upon this Treaty ſhall be concluded to be done, or ſuch things as may be proper for the Committee of Priviledges of either or both Houſes, to take cognizanee of, as in ſuch caſes heretofore hath been accuſtomed, and ſuch other things as ſhall be propounded to either or both Houſes by the Lord Lieutenant, or other chief Governour or Governour

for the time being, during the ſaid Parliament, for the advancement of His Majeſties Service, and the Peace of the Kingdom, which Clauſe is to admit no conſtruction, which may trench upon theſe Articles or any of them.

3. *Item*, It is further concluded, accorded and agreed upon, by and between the ſaid parties, And His Majeſty is further graciouſly pleaſed, that all Acts, Ordinances and Orders made by both or either Houſes of Parliament, to the blemiſh, diſhonor, or prejudice of His Majeſties Roman Catholique Subjects of this Kingdom, or any of them, ſithence the 7. of *Auguſt*, 1641. ſhall be vacated, and that the ſame, and all exemplifications, and other Acts, which may continue the memory of them, be made void by Act of Parliament.

4. *Item*, It is further concluded, accorded and agreed upon, by and between the ſaid parties, And His Majeſty is further graciouſly pleaſed, that all Indictments, Attainders, Outlawries in this Kingdom, and all the Proceſſes and other proceedings thereupon, and all Letters Patents, Grants, Leaſes, Cuſtodiams, Bonds, Recognizances, and all Records, Act or Acts, Office or Offices, Inquiſitions, and all other things depending upon, or taken by reaſon of the ſaid Indictments, Attainders, or Outlawries, ſithence the 7. of *Auguſt*, 1641. in prejudice of the ſaid Catholiques, their Heirs, Executors, Adminiſtrators and Aſſigns, or any of them, or the Widows of them or any of them, ſhall be vacated and made void in ſuch ſort, as no memory ſhall remain thereof to the blemiſh, diſhonor, or prejudice of the ſaid Catholiques, their Heirs, Executors, Adminiſtrators or Aſſigns, or any of them, or the Widows of them or any of them, and that to be done immediately after concluding of theſe Articles, and at furtheſt before the firſt day of *October* next; Or in caſe the ſaid new Parliament be called ſooner then the ſaid laſt day of *November*, then fourty days before the ſaid Parliament. And that all impediments which may hinder the ſaid Roman Catholiques to Sit or Vote in the next intended Parliament, or to chooſe or to be choſen Knights and Burgeſſes to Sit or Vote there, ſhall be removed before the ſaid Parliament, Provided, that no man ſhall be queſtioned by reaſon of this Article for meſne

meſne rates or waſtes, ſaving wilful waſtes committed after the firſt of *November*, 1645.

5. *Item*, It is further concluded, accorded and agreed upon, by and between the ſaid parties, And His Majeſty is further graciouſly pleaſed, that all debts do ſtand in ſtate as they were in the beginning of thoſe troubles, and that no grant or diſpoſition made, or to be made, thereof, by vertue or colour of any Attainder, Outlawry, Fugacy or other Forfeiture whatſoever, or otherwiſe, ſhall be of force, and this to be paſſed as an Act in the ſaid next Parliament.

6. *Item*, It is concluded, accorded and agreed, by and between the ſaid parties, And His Majeſty is graciouſly pleaſed, that for the ſecuring of the Eſtates or reputed Eſtates, of the Lords, Knights, Gentlemen and Freeholders, or reputed Freeholders, as well of *Connaught*, and County of *Clare*, or Country of *Thomond*, as of the County of *Limerick* and *Tipperary*, the ſame to be ſecured by Act of Parliament according to the intent of the 25 Article of the Graces, granted in the fourth year of His Majeſties Reign, the Tenor whereof, for ſo much as concerneth the ſaid Propoſition, doth enſue in theſe words, viz. *We are Graciouſly pleaſed, that for the ſecuring of the Inhabitants of* Connaught, *and Country of* Thomond, *and County of* Clare, *that their ſeveral Eſtates ſhall be confirmed unto them and their Heirs, againſt Us, and our Heirs and Succeſſors, by Act to be paſſed in the next Parliament to be holden in* Ireland, *to the end the ſame may never hereafter be brought into any further queſtion by Us, Our Heirs and Succeſſors; In which Act of Parliament ſo to be paſſed, you are to take care, that all Tenures* in Capite, *and all Rents and Services, as are now due, or which ought to be anſwered unto Us, out of the ſaid Lands and Premiſes by any Letters Patents paſt thereof, ſince the firſt year of King* Henry *the Eight, or found by any Office taken from the ſaid firſt year of King* Henry *the Eight, until the* 21. *of* July, 1615. *Whereby our late dear Father, or any His Predeceſſors actually received any profit, by Wardſhip, Liveries, primer Seiſins, meſne rates, Ouſter le mains, or fines of alienations without licence, be again reſerved unto Us, Our Heirs and Succeſſors; And all the reſt of the premiſes to be holden*

*of our Caſtle of* Athloane, *by Knights Service, according to Our ſaid late Fathers Letters, notwithſtanding any Tenures* in Capite *found for Us by Office ſince the* 21. *of* July, 1615. *And not appearing in any ſuch Letters Patents, or Offices,* within which rule it is His Majeſties pleaſure, and it is ſo concluded and agreed, that the ſaid Lands in the Countreys of *Limerick* and *Tipperary,* be included, but to be held by ſuch Rents and Tenures only as they were in the fourth year of His Majeſties Reign: Provided always, and it is the intention of the ſaid parties to theſe preſents, that the ſaid Lords, Knights, Gentlemen and Freeholders, or reputed Freeholders of the ſaid Province of *Connaught*, County of *Clare*, and Country of *Thomond*, and Counties of *Tipperary* and *Limerick*, ſhall have and enjoy the full benefit of ſuch Compoſition and Agreement, which ſhall be made with His moſt Excellent Majeſty for the Court of Wards, Tenures, Reſpites and Iſſues of Homage, any clauſe in this Article contained to the contrary notwithſtanding: And as for the Lands within the Counties of *Kilkenny* and *Wickloe*, unto which His Majeſty was Intituled by Offices taken or found in the time of the Earl of *Straffords* Government is this Kingdom; His Majeſty is graciouſly pleaſed, that the ſtate thereof ſhall be conſidered in the next intended Parliament, wherein His Majeſty will aſſent unto that which ſhall be juſt and Honorable; And it is further concluded and agreed, by and between the ſaid parties, and His Majeſty is further graciouſly pleaſed, that the like Act of Limitation of His Majeſties Titles for the ſecurity of the Eſtates of His Subjects of this Kingdom, be paſſed in the ſaid Parliament, as was Enacted in the 21. year of His late Majeſty King *James* His Reign in *England.*

7. *Item,* It is further concluded, accorded and agreed upon, by and between the ſaid parties, And His Majeſty is further graciouſly pleaſed, that all Incapacities, impoſed upon the Natives of this Kingdom, or any of them as Natives, by any Act of Parliament, Proviſoes in Patents, or otherwiſe, be taken away by Act to be paſſed in the ſaid Parliament; And that they may be enabled to erect one or more Inns of Court, in or neer the City of *Dublin*, and that ſuch Students, Natives of this Kingdom, as ſhall be therein,

therein, may take and receive the uſual Degrees accuſtomed in any Inns of Court, they taking the enſuing Oath, viz. *I A. B. do truly acknowledge, profeſſe and declare in my Conſcience, before God and the World, That our Soveraign Lord King* Charles *is Lawful and Rightful King of this Realm, and of other His Majeſties Dominions and Countreys, and I will bear Faith and true Allegiance to His Majeſty, and His Heirs and Succeſſors, and Him and them will defend to the uttermoſt of my power, againſt all Conſpiracies and Attempts whatſoever, which ſhall be made againſt His or their Crown and Dignity; and do my beſt endeavour to diſcloſe and make known to His Majeſty, His Heirs and Succeſſors, or to the Lord Deputy or Governors for the time being, all Treaſons or Traiterous Conſpiracies which I ſhall know or hear to be intended againſt His Majeſty or any of them; and I do make this Recognition and Acknowledgement Heartily, and Willingly, and Truly, upon the true Faith of a Chriſtian: So help me* GOD. And that they may erect one or more Univerſities, to be Governed by ſuch Rules and Orders as His Majeſty ſhall appoint: And it is further concluded and agreed, by and between the ſaid parties, and His Majeſty is graciouſly pleaſed, that the ſaid Roman Catholique Subjects may erect and keep Free-Schools for education of Youth in this Kingdom, any Law or Statute to the contrary notwithſtanding; all the matters of this Article to be paſſed as Acts of Parliament in the ſaid next Parliament.

8. *Item*, It is further concluded, accorded and agreed upon, by and between the ſaid parties, and His Majeſty is graciouſly pleaſed, That places of Command, Honor, Profit and Truſt in His Majeſties Armies in this Kingdom, ſhall be upon perfection of theſe Articles actually, and by particular inſtances conferred upon His Roman Catholique Subjects of this Kingdom; And that upon the diſtribution, conferring and diſpoſal of the places of Command, Honor, Profit and Truſt in His Majeſties Armies in this Kingdom, for the future no differnnce ſhall be made between the ſaid Roman Catholiques, and other His Majeſties Subjects, but that ſuch diſtribution ſhall be made with equal indifferency, according to their reſpective Merits and Abilities; And

that

that all his Majesties Subjects of this Kingdom, as well Roman Catholiques as others, shall for his Majesties Service and their own security, arme themselves the best they may, wherein they shall have all fitting encouragement, And that places of Command, Honour, Profit and Trust in Civil Government in this Kingdom, shall be, upon passing of the Bills, in these Articles mentioned, in the next Parliament, actually and by particular instances conferred upon His Majesties Roman Catholique Subjects of this Kingdom, And that in the Distribution, conferring, and disposal of the places of Command, Honor, Profit and Trust, in the Civil Government, for the future, no difference shall be made between the said Roman Catholiques and others His Majesties Subjects, but that such distribution shall be made with equal indifferency, according to their respective Merits, and abilities, And that in the distribution of Ministerial Offices, or Places which now are, or hereafter shall be, voyd in this Kingdom, equality shall be used to the Roman Catholique natives of this Kingdom as to other His Majesties Subjects; That the Command of Forts, Castles Garisons, Towns, and other Places of Importance in this Kingdom, shall be conferred upon His Majesties Roman Catholique Subjects of this Kingdom upon perfection of these Articles, actually and by particular instances, and that in the distribution, conferring and disposal of the Forts Castles, Garisons Towns and other places of Importance in this Kingdom, no difference shall be made between His Majesties Roman Catholique Subjects of this Kingdom, and other His Majesties Subjects, but that such distribution shall be made with equal indifferency, according to their respective Merits and Abilities.

9. *Item*, It is further concluded, accorded and agreed upon, by and between the said parties, and His Majesty is further Graciously pleased, That His Majesty will accept of the yearly Rent or annual sum of Twelve Thousand pounds sterlin, to be applotted with indifferency and equality, and consented to be paid to His Majesty His Heires and Successors in Parliament, for and in lieu of the Court of Wards in this Kingdom, *Tenures in Capite*, *common Knights service*, and all other Tenures within the cognizance of that

that Court, And for and in lieu of all Wardſhips, primer Seiſins, Fines, Ouſterlemaines, Liveries, Intruſions, Alienations, Meſne-rates, Reliefes and all other Profits, within the cognizance of the ſaid Court, or incident to the ſaid Tenures or any of them, or Fines to accrew to His Majeſty, by reaſon of the ſaid Tenures or any of them, and for, and in lieu of Reſpites, and Iſſues of Homage, and Fines for the ſame; And the ſaid yearly rent being ſo Applotted and conſented unto in Parliament as aforeſaid, then a Bill is to be agreed on in the ſaid Parliament, to be paſſed as an Act, for the ſecuring of the ſaid yearly Rent, or annual ſum of Twelve Thouſand pounds, to be applotted as aforeſaid, and for the Extinction and taking away of the ſaid Court, and other matters aforeſaid in this Article contained; And it is further agreed, that reaſonable Compoſitions ſhall be accepted for Wardſhips fallen ſince the 23. of *October* 1641. and already granted; And that no wardſhips fallen, and not granted, or that ſhall fall, ſhall be paſt, until the ſucceſſe of this Article ſhall appear; And if His Majeſty be Secured as aforeſaid, Then all Wardſhips fallen ſince the ſaid 23. of *October*, are to be included in the agreement aforeſaid, upon Compoſition to be made with ſuch as have grants as aforeſaid, which compoſition to be made with the grantees ſince the time aforeſaid, is to be left to indifferent perſons, and the umpirage to the ſaid Lord Lieutenant His Majeſties Commiſſioner.

10. *Item*, It is further concluded, accorded and agreed, by and between the ſaid parties, and His Majeſty is further graciouſly pleaſed, that no Nobleman or Peer of this Realm in Parliament ſhall be hereafter capable of more Proxies then two, and that blanck Proxies ſhall be hereafter totally diſallowed, and that if ſuch Noblemen or Peers of this Realm as have no Eſtates in this Kingdom do not within five years, to begin from the concluſion of theſe Articles, Purchaſe in this Kingdom as followeth, *viz. A Lord Baron two hundred pounds per annum, a Lord Viſcount four hundred pounds per annum, and an Earl ſix hundred pounds ſter. per annum*, ſhall loſe their votes in Parliament until ſuch time as they ſhall afterwards acquire ſuch eſtates reſpectively; And it is further agreed, that none be admitted into the Houſe of Commons but ſuch as ſhall be Eſtated, and Reſident within this Kingdom.

11. *Item*

11. *Item*, It is further concluded, accorded and agreed by and between the ſaid parties, and His Majeſty is further gratiouſly pleaſed, that as for and concerning the Independency of the Parliament of *Ireland* of the Parliament of *England*, His Majeſty will leave both Houſes of Parliament in this Kingdom to make ſuch Declaration therein as ſhall be agreeable to the Laws of the Kingdom of *Ireland*.

12. *Item*, It is further concluded, accorded and agreed, by and between the ſaid parties, and His Majeſty is further gratiouſly pleaſed, That the Councel Table ſhall contain it ſelf within it's proper bounds in handling matters of State and weight fit for that place, amongſt which, the Patents of Plantation, and the Offices whereupon thoſe Grants are founded, are to be handled as matters of State, and be Heard and Determined by the Lord Lieutenant or other chief Governor or Governors for the time being and the Councel, publiquely at the Councel board, and not otherwiſe; but Titles between party and party, grown after theſe Patents granted, are to be left to the ordinary courſe of Law; and that the Councel Table do not hereafter intermeddle with common buſineſſe that is within the cognizance of the ordinary Courts, nor with the altering of Poſſeſſions of Lands, nor make, nor uſe private Orders, Hearings, or References concerning any ſuch matter, nor grant any Injunction or Order for ſtay of any Suites in any Civil Cauſe, and that parties grieved, for or by reaſon of any proceedings formerly had there, may commence their ſuits and proſecute the ſame, in any of His Majeſties Courts of Juſtice or Equity, for remedy of their pretended Rights, without any reſtraint or interruption from His Majeſty, or otherwiſe by the chief Governor or Governors and Councel of this Kingdom.

13. *Item*, It is further concluded, granted and agreed, by and between the ſaid parties, and His Majeſty is further gratiouſly pleaſed, that as for and concerning one Statute made in this Kingdom in the eleventh yeer in the Raign of Queen *Elizabeth*, intituled *An Act for ſtaying of Wooll, Flocks, Tallow*, and other neceſſaries within this Realm, and one other Statute made in the ſaid Kingdom in the 12 year of the ſaid Queen intituled *An Act*.

And

And one other Statute, made in the ſaid Kingdome in the 13. yeare of the raigne of the ſaid late Queene intituled, *An explanation of the Act made in a Seſſion of this Parliament for the ſtaying of Woolls, Flockes, Tallow and other Wares and Commodities* mentioned in the ſaid Act, and certaine Articles added to the ſame Act, All concerning Staple or Native commodities of this Kingdome, ſhall be repealed, excepting for Woolls and Woolls fells, and that ſuch indifferent perſons, as ſhall be agreed on by the ſaid Lord Lieytenant, and the ſaid Lord viſc. *Mountgarret, Donough Lord Viſcount Muskery, Sir Daniell ô Bryen Knight, Sir Lucas Dillon Knight, Nicholas Plunket, Richard Bellings, Philip mac Hugh Rely, Tirlogh ô Neale, Thomas Fleming, Patricke Darcy, Gerrald Fennell & Geffry Browne Eſquires* or any five or more of them ſhall be Authorized by Commiſſion under the great Seale, to Moderate and Aſcertaine the Rates of Marchandize to be exported, or Imported, out of, or into, this Kingdome as they ſhall thinke fit.

14. *Item*, It is further concluded, accorded and agreed, by and betweene the ſaid parties, and his Majeſtie is further graciouſly pleaſed, that care be had, that the chiefe Governor, or Governors, of this Kingdome for the time being, ſhall not continue in thoſe Places longer then he ſhall finde for the good of his people here, and that they ſhall be inhibited to make any Purchaſe other then by Leaſe for Proviſion of their Houſes, dureing the time of their Government.

15. *Item*, It is further concluded accorded & agreed by & betweene the ſaid parties, and his Majeſtie is further gratiouſly pleaſed, that an Act of oblivion ſhall be paſſed in the next Parliament to extend unto all his Majeſties Subjects, of this Kingdome and their adherents, of all Treaſons & Offences, Capitall, Criminall, and Perſonall, and other Offences of what Nature, kind, or qualitie ſoever, in ſuch manners as if ſuch Treaſons or Offences had never beene committed perpetrated or done, That the ſaid Act doe extend to the Heires, Children, Kindred, Executors, Adminiſtrators, Wiſes, Widdowes, Dowagers, and Aſſignes, of ſuch of the ſaid Subjects,

and their adherents, who died on, or since the 23 *of October* 16 41. That the said Act doe relate to the First Day of the next Parliament; That the said Act doe extend to all Bodies Politique, and Corporate, and their respective Successors, and unto all Cities, Bourroughes, Counties, Barronies, Hundreds, Townes, Villages, Tythings, and every of them within this Kingdome, for and concerning all and every of the said offences, or any other offences or offences, in them or any of them committed or done, by his Majesties said Subjects or their adherents, or any of them, in, or since the 23. *of October* 1641. That this Act shall extend to Piracies and all other Offences, committed upon the Sea by his Majesties said Subjects, or their adherents, or any of them, That in this Act of Oblivion, words of Release, Aquittall, and Discharge, be inserted; That no person or Persons, Bodies Politique or Corporate, Counties, Cities, Burroughes, Barronies, Hundreds, Townes, Villages, Tythings, or any of them within this Kingdome, included within the said Act, be Troubled, Impeached, Sued, Inquieted, or Molested, for, or by reason of any offence, matter or thing whatsoever, comprized within the said Act, and the said Act shall extend to all Rents, Goods, and Chattells taken, Detained, or growen due, to the Subjects of the one side to the other, since the 23. *of October* 1641. to the Date of these Articles, and also to all Customes, Rents, Arreares of Rents, Prizes, Recognizances, Bonds, Fines, Forfeitures, Penalties, and to all other Profits, perquisites, and Dues, which were due, or did, or should accrue to his Majestie on, before or since, the 23 of *October* 1641. untill the perfection of these Articles, and likewise to all moe rates, Fines, of what nature soever, Recognizances, Judgments, Executions thereupon, and penalties whatsoever, and to all other profits due to his Majestie since the said 23. *of October* and before untill this present, for, by, reason, or which lay within the survay or cognizance of the Court of Wards; and also to all Respitts; Issues of Homage and Fines for the same, Provided this shall not extend to Discharge or Remit any of the Kings Debts, or Subsidies, Due before the said 23. *of October* 1641. which were then, or before, levyed, or taken by Sheriffs, Commissioners, Receivers, or Collectors, and not then, or before accounted for, or since disposed to publique use of the said Roman Catholique Subjects,

jects, but that such persons may be brought to account for the same, after full settlement in Parliament & not before; Provided that such Barbarous, and Inhumane Crimes, as shall be particularized, and agreed upon, by the said Lord Lievtenant, and the Lord Viscount *Mountgarret*, *Donogh* Lord Viscount *Muskery*, Sir *Daniell ô Bryen* Knight, Sir *Lucas Dillon* Knight, *Nicholas Plunket*, *Richard Bellings*, *Philip Mac Hugh Rely*, *Terlogh ô Neale*, *Thomas Fleming*, *Patricke Darcy*, *Gerald Fennell* and *Geffry Browne* Esquires, or any five or more of them, as to the Actors, and Procurers, thereof, be left to be Tried and Adjudged by such indifferent Commissioners as shall be agreed upon by the said Lord Lievtenant and the said Lord viscount *Mountgarret*, *Donogh* Lord visc. *Muskery*, Sir *Daniell ô Bryen* Knight, Sir *Lucas Dillon* Knight, *Nicholas Plunket*, *Richard Bellings*, *Philip mac hugh o Rely*, *Terlogh o Neale Thomas Flowing*, *Patrick Darcy*, *Gerrald Fennell*, and *Geffry Browne* Esquires, or any five or more of them, and that the power of the said Commissioners shall continue only for two yeares next ensuing the date of these present Articles; Provided also that the Commissioners to be agreed on for tryall of the said particular Crimes to be Excepted, shall Heare, Order & Determine all cases of Trust, where releife may or ought in Equitie to be afforded against all manner of persons according to the Equitie and Circumstances of every such cases; And his Majesties Cheife Governor, or Governors, and other Governors and Majestrates for the time being, and all his Majesties Courts of Iustice, and other his Majesties Officers, of what condition or quality soever, be bound and required to take notice of, and pursue the said Act of Oblivion, without Pleading or Suite to be made for the same; And that no Clerke or other Officers doe make out, or write out, any manner of Writts, Processes, Summons, or other Precept, for, concerning, or by reason of any matter, cause, or thing, whatsoever, Released, Forgiven, Discharged, or to be forgiven by the said Act, under paine of twenty pound sterling; And that no Sheriffe or other Officer doe execute any such Writ, Processe, Summons, or Precept; And that no Record, Writeing, or Memorie, doe remaine of any Offence, or Offences, released, or Forgiven, or mentioned to be Forgiven by this Act. And that all other causes usually inserted in Acts of Generall Pardon or Oblivion, en-

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largeing His Majesties Grace, and Mercie, not herein particularized, be inserted and comprized, in the said Act, when the Bill shall be drawn up, with the Exceptions already expressed, and none other; Provided alwaies that the said Act of Oblivion, shall not extend unto any Treason, Fellony or other Offence or Offences, which shall be Committed or done from or after the date of these Articles, untill the first day of the before mentioned next Parliament to be held in this Kingdome; Provided also, that any Act or Acts which shall be done by vertue, pretence, or in persuance, of these Articles or any of them, after the Publication of the said Articles, or any Act or Acts which shall be done by vertue, colour, or pretence, of the power, or authoritie used or exercised, by & amongst, the confederat Roman Catholiques after the date of these Articles, and before the said Publication shall not be accounted, taken, construed, or be, Treason, Fellony, or other offence, to be excepted out of the said Act of oblivion, Provided likewise that the said Act of oblivion shall not extend unto any person, or persons, that will not Obey and Submit unto the Peace, Concluded, and agreed on, by these Articles.

16. *Item.* It is further concluded accorded & agreed, by & between the said parties, and his Majesty is further graciously pleased, that an Act be passed in the next Parliament prohibiting that neither the Lord Deputy, or other chiefe Governor, Governors, Lord Chancellor, Lo. high Treasurer, vice treasurer, Chancellor, or any of the Barrons of the Exchequer Privie Councell, or Iudges of the foure Courts, be Farmours of His Majesties Customes within this Kingdome.

17. *Item.* It is further concluded accorded and agreed, by and betweene the said parties, And His Majestie is further graciously pleased, that an Act of Parliament passe in this Kingdome against Monopoles, such as was enacted in *England* 21. *Iacobi Regis*, with a further clause of Repealing of all grants of Monopoles in this Kingdome, and that Commissioners be agreed upon by the said Lord Lievtenant, and the said Lord Viscount *Monmgarret*, *Donogh* Lord Viscount *Muskery*, Sir *Daniell* & *Bryan* Knight, Sir *Lucas Dillon* Knight, *Nicholas Plunket*, *Richard Bellings*, *Philip mac Hugh Roly*, *Terlogh* & *Neale*, *Thomas Fleming*, *Patricke Darcy*, *Gerrald Fennell*, and *Geffry Browne* Esquires, or any five or more of

of them, to ſet downe the Rates for the Cuſtomes or Impoſition to be laid on Aquavitæ, Wine, Oyle, Yarne, and Tobacco.

18. *Item*, It is further concluded, accorded, and agreed, by and betweene the ſaid parties, and his Majeſtie is further graciouſly pleaſed, that ſuch perſons as ſhall be agreed on by the ſaid Lord Lieveriane, and the ſaid Lord Viſcount *Mountgarret*, *Donogh* Lord Viſcount *Muskery*, Sir *Daniel ô Bryen*, Knight; Sir *Lucas Dillon*, Knight; *Nicholas Plunket*, *Richard Bellings*, *Philip mac Hugh Reily*, *Terlogh ô Neale*, *Thomas Fleming*, *Patricke Darcy*, *Gerrard Fennell*, *and Geffry Browne*, Eſquires; or any five or more of them ſhall be upon concluſion of theſe Articles, Authorized by Commiſſion under the great Seale, to Regulate the Court of Caſtle Chamber, and ſuch cauſes as ſhall be brought into, and cenſured in, the ſaid Court.

19. *Item*, It is further concluded, accorded and agreed, by and betweene the ſaid parties, And his Majeſtie is further graciouſly pleaſed, that two Acts lately paſſed in this Kingdome, prohibiting *the Plowing with Horſe by the tayle, and the other prohibiting the burning of Oates in the Straw*, be repealed.

20. *Item*, It is further concluded, accorded, and agreed, by and betweene the ſaid parties, and His Majeſtie is further graciouſly pleaſed, that upon perfection of theſe Articles ſuch courſe ſhall be taken againſt ſuch as ſhall have Diſobeyed the Ceſſation, and will not ſubmit to the Peace, if any ſhall Oppoſe it, as ſhall be juſt, and for the Peace of the Kingdome.

21. *Item*, It is further concluded, accorded, and agreed, by and betweene the ſaid parties, And His Majeſtie is further graciouſly pleaſed, foraſmuch as upon application of Agents from this Kingdome unto His Majeſtie in the fourth yeare of his Raigne, and lately upon humble Suite made unto His Majeſtie by a Committee of both Houſes of the Parliament of this Kingdome, Order was given by his Majeſtie for Redreſſe of ſeverall grievances, and for ſo many of them as are not expreſſed in theſe Articles, whereof both Houſes in the next enſuing Parliament ſhall deſire the benefit of His Majeſties ſaid former directions for Redreſſes therein, that the ſame be afforded them, yet ſo, as for prevention of inconveniences to

His Majesties service, that the warning mentioned the 21. Article of the graces, in the fourth yeare of his Majesties Raign, be so understood that the Warning being left at the persons dwelling houses, be held sufficient Warning, and that, as to the 22 Article of the said Graces, the Proceese hitherto used in the Court of Wards doe still continue as hitherto it hath done in that, and hath been used in other English Courts, but the Court of Wards being compounded for, so much of the aforesaid Answer as concernes Warning, and Proceese, shall be omitted.

22. *Item*, It is further Concluded, Accorded, and Agreed, by and betweene the said parties, and His Majestie is further graciously pleased, that Maratime causes may be determined in this Kingdom, without driving of marchants or others to Appeale, and seek justice elsewhere; and if it shall fall out that there be cause of an Appeale, the party grieved is to appeale to His Majestie in the Chancerie of *Ireland*, and the Sentence thereupon to be given by the Delegates, to be Definitive, and not to be questioned upon any further Appeale, except it be in the Parliament of this Kingdome, if the Parliament shall then be sitting, otherwise not. This to be by Act of Parliament.

23. *Item*, It is further concluded, accorded, and agreed, by and between the said parties, And His Majesty out of His abundant grace and goodnesse to His Subjects of this Kingdome is graciously pleased to assent, that His said Subjects be eased of the increase of Rents lately raised on them upon the Commission of Defective Titles, in the Earle of *Straffords* Government, this to be by Act of Parliament.

24. *Item*, It is further concluded, accorded, and agreed upon, by and between the said parties, And His Majestie is further graciously pleased, that by Act to be passed in the next Parliament, all the arreares of Interest of money which did accrew, or grow due by way of debt, mortgage, or otherwise, and yet not satisfied, since the 23. of *October*, 1641. Untill the perfection of these Articles shall be fully forgiven and be released; And that for and during the space of three,

three yeares next ensuing, no more shall be taken for use, or interest of money, then five pounds *per Cent.* and in all cases of equity arising through disability occasioned by the distempers of these times, the considerations of equitie to be alike unto both parties.

25. *Item*, It is concluded, accorded, and agreed, by and between the said parties, And His Majestie is graciously pleased that the said *Richard* Lord Viscount *Mountgarret*, *Donogh* Lord Visc. *Muskery*, Sir *Daniel ô Bryen*, Knight, Sir *Lucas Dillon*, Knight; *Nicholas Plunckett*, *Richard Bellings*, *Philip mac Hugh ô Reily*, *Terlogh ô Neale*, *Thomas Fleminge*, *Patricke Darcy*, *Gerrald Fennell*, and *Geffrey Browne*, Esquires, shall be imediatly upon conclusion of these Articles, Authorized by Act of State to proceed in, Heare, Determine, & Execute within the Cities, corporate Towns, Counties and part of Counties, now, or late, within the Quarters of the said Confederate Catholiques, the ensuing particulars, and all matters thereupon depending. And that the said Act of State, and other the authorities hereafter mentioned shall remaine of force without Revocation, Alteration, or Diminution, untill Acts of Parliament be Passed according the purport and intent of these present Articles; onely in case of death of any of the said persons so to be authorized, the Lord Lieytenant, or other chiefe Governour or Governours of this Kingdome for time being, shall by the advice and consent of the persons so to be authorized, then living, or any five or more of them, name others in the place of such who shall be so dead, and the persons so to be named, to be Authorized as the formers, And that the persons to be Authorized as aforesaid, or any five or more of them be permitted without interruption to Appoint Raise and Levie Meanes with indifferencie and equallitie, upon all His Majesties Roman Catholique Subjects of this Kingdome, for the Raising, Cloathing, and bringing to Sea Ports, and Maintaining there, untill they be shipped Ten Thousand men promised by the Confederate Catholiques of this Kingdome to assist His Majesty, and to levy the Arreares of all Excises, and other Publique Taxes already imposed by them, and yet unpaid; and to call all Receivers and other Accomptants of all former taxes and publique dues, to a Just and strict Accompt, either by themselves, or by such

such as they, or any five or more of them shall name and appoint, And that the said persons to be authorized as aforesaid, or any five or more of them shall have power to Applot, Raise, and Levie, meanes, with indifferencie and equality, by way of Excises, or otherwise, in the severall Cities, Corporate Townes, Counties and parts of Counties now within the Quarters of the said Confederate Catholiques, towards the Maintenance of such Army or Armies as shall be thought fit to continue, and be in pay, for the defence of the Kingdome, and towards the maintenance of all the Forts, Castles, and Garrisons within both, or either of the now Quarters of either partie, other then such of the said Garrisons, Forts, and Castles, as from time to time, untill there be a settlement in Parliament, shall be thought fit by His Majesties chiefe Governour, or Governours of this Kingdome for the time being, by and with the advise and consent of the said persons so to be authorized, or any five or more of them, not to be maintained at the Charge of the Publique, Provided that His Majesties Lievtenant, or other chiefe Governors for the time being, be first made acquainted with such Taxes, Levies, and Excises as shall be made, and the manner of Levying thereof, and that he approve the same. And that the persons to be authorized as aforesaid, or any five or more of them shall be authorized to appoint Receivers, Collectors, and all other Officers, for such monies as shall be so assessed, and for the Arreares of all former Applotments, Taxes, and other Publique Dues yet unpaid, And that the persons so to be authorized, or any five or more of them, in case of Refractorinesse, or Delinquencie, may Distraine, and Imprison, and cause such Delinquents to be Distrained or Imprisoned, and that the Profits of the Estates, within the now Quarters of the Confederate Catholiques, of such as shall adhere to the Parliament, and not submit to the Peace, be accompted as Publique Dues, and be converted to the Maintenance of the Kings Armie, And that the said persons to be authorized as aforesaid, or any five or more of them, shall have power to Applot, Raise, and Levy meanes with indifferencie, and equalitie, for the buying of Armes and Ammunition, and for Entertayning of Friggots, in such proportion and manner as shall be thought fit by His Majesties Lievtenant, or other chiefe Governor, or Governors, for the time being, by and with the Advice and

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conſent of the ſaid *Richard* Lord viſcount *Mountgarret*, *Donogh* Lord viſcount *Munkery*, Sir *Daniell ô Bryen* Knight, Sir *Lucas Dillon* Knight, *Nicholas Plunket*, *Richard Bellings*, *Philip mac Hugh ô Rely*, *Terlogh ô Neale*, *Thomas Fleming*, *Patricke Darcy*, *Gerrard Fennell* and *Geffry Browne* Eſquires, or any five or more of them, The ſaid Armes and Ammunition, to be laid up in ſuch Magazines, and under the charge of ſuch perſons as ſhall be agreed by the ſaid Lord Lievtenant, and the ſaid perſons to be authorized as aforeſaid, or any five or more of them, and to be iſſued, and the ſaid Frigotts to be employed, by the Lord Lievtenant or other cheife Governor, or Governors for the time being, for the ſafety of the Kingdome, by the advice and conſent of the ſaid *Richard* Lord viſcount *Mountgarret*, *Donogh* Lord viſcount *Munkery*, Sir *Donell ô Bryen*, Sir *Lucas Dillon*, *Nicholas Plunket*, *Richard Bellings*, *Philip mac Hugh ô Rely*, *Terlogh ô Neale*, *Thomas Fleming*, *Patricke Darcy*, *Gerrald Fennell*, and *Geffry Browne*, or any five or more of them; And that the ſaid perſons ſo to be authorized as aforeſaid, or any five or more of them ſhall have power to Applot, Raiſe, and Levie, Monies with indifferencie, and equality, by way of Exciſes, or otherwiſe, in the ſeverall Cities Corporate Townes, Counties and parts of Counties, now within the Quarters and upon the Eſtates of the ſaid Confederate Catholiques all ſuch ſumme and ſummes as ſhall appeare unto the ſaid perſons, to be authorized as aforeſaid, or any five or more of them, to be really due, for, and in diſcharge of, the publique ingagements of the ſaid Confederate Catholiques incurred or growen due before the Concluſion of theſe Articles, and that the ſaid perſons to be authorized as aforeſaid, or any five or more of them ſhall have power to Applot, Raiſe, and Levie Monies with indifferencie and equality by way of Exciſe, or otherwiſe, in the ſeverall Cities, Corporate Townes, Counties and parts of Counties now within the Quarters of the ſaid Confederate Catholiques as well for the perſons to be authorized as aforeſaid, and alſo for ſuch other perſon and perſons as ſhall be Imployed in Publique Affaires within the ſeverall Cities, Corporate townes, Counties, and parts of Counties within the now Quarters of the ſaid Confederate Catholiques from time to time, untill a ſettlement by Parliament, And that the ſaid perſons to be Authorized

es aforesaid, or any five or more of them, make perfect Bookes of all such monies as shall be Applotted, Raised, and Levied, out of which Books, they are to make severall and respective Abstracts, to be delivered under their hands, or the hands of any five or more of them, to the severall and respective Collectors, who shall be appointed to Levie, & Receive the same; and that a duplicate of the said Bookes, under the hands of the said persons to be authorized as aforesaid, be delivered unto His Majesties Lievtenant, or other Chiefe Governor or Governors for the time being, whereby a perfect accompt might be given.

26. *Item.* It is further concluded, accorded, and agreed, by and between the said parties and His Majesty is graciously pleased, that for the preservation of the Peace, & Tranquillity of the Kingdome, That the said Lord Lievtenant, and the said Lord viscount *Mountgarret*, *Donnogh* Lord Viscount *Muskery*, Sir *Daniell ô Bryen* Knight, Sir *Lucas Dillon* Knight, *Nicholas Plunket*, *Richard Bellings*, *Philip mac Hugh ô Rely*, *Terlogh ô Neale*, *Thomas Fleming*, *Patricke Darcy*, *Gerrald Fennell*, *and Geffry Browne* Esquires, or any five or more of them, shall for the present, agree upon such persons who are to be authorized by Commission under the great Seal, to be Commissioners of the Peace, *Oyer and Terminer*, and Goale delivery, in the severall Counties, and parts of Counties, within the now Quarters of the Confederate Catholikes, with such power as Iustices of the Peace, *Oyer and Terminer*, and Gaole delivery, in former times of Peace, have usuall had; which is not to extend unto any Crime, or Offence, committed before the 15. of *September* 1643. And to be qualified with Power to Heare and Determine all Civill causes coming before them not exceeding ten pounds; Provided that they shall not intermedle with Titles of Lands; Provided likewise the authoritie of such Commissioners shall not extend, to question any person or persons, for any Cattle or Goods, heretofore taken by either party from the other, contrary to the Articles of cessations, but that the same shall be left to be determined in such way, as by these Articles is already prescribed, which Commissioners are to continue till settlement by Parliament, *Si tam diu se bene gesserint*, And if any who shall be so intrusted, shall misbehave

have himſelfe in the execution of ſuch truſt, within that time, that then ſuch other perſon or perſons ſhall be appointed in his or their place, as ſhall be agreed on by His Majeſties Chiefe Governour, or Governours for the time being, by the Advice and Conſent of the ſaid perſons ſo to be intruſted, or any five or more of them; and the ſaid Commiſſioners are to make their Eſtreates as accuſtomed in time of Peace, and ſhall take the enſuing Oath, *viz. You ſhall ſweare that as Juſtice of the Peace, Oyer and Terminer, and Goale delivery, in the Counties of A. B. C. in all Articles of the Kings Commiſſion to you directed, you ſhall doe equall right to the poore and to the rich, after your Cunning Wit, and Power, and after the Lawes & Cuſtomes of the Realme, and in perſuance of theſe Articles; and you ſhall not be of Councell of any quarrel hanging before you, And the Iſſues, Fines, and Amerciaments, which ſhall happen to be made, and all Forfeitures which ſhall happen before you; You ſhall cauſe to be entr'd without any concealement or imbezeling, and truly ſend to the Kings Exchequer; You ſhall not lett for gift, or other cauſe, but well and truly you ſhall doe your Office of Juſtice of the Peace, Oyer and Terminer, and Gaole deliverie in that behalfe, and that you take nothing for your Office of Juſtice of the Peace, Oyer and Terminer and Gaole delivery to be done, but of the King, and Fees accuſtomed; And you ſhall not direct, or cauſe to be directed, any warrant by you to be made to the parties, but you ſhall direct them to the Sheriffs, and Bayliffs of the ſaid Counties reſpectively, or other the Kings Officers, or Miniſters, or other indifferent perſons to doe Execution thereof, So help you God.* And that as well in the ſaid Commiſſion, as in all other Commiſſions and authorities, to be iſſued in perſuance of theſe preſent Articles, this Clauſe ſhall be inſerted, *viz.* That all Officers, Civill and Marſhall, ſhall be required to be ayding and aſſiſting, and obedient unto the ſaid Commiſſioners, and other perſons to be authorized as aboveſaid in the execution of their reſpective powers.

27. *Item*, It is further Concluded, accorded, and agreed, by and between the ſaid Parties, And his Majeſty is further graciouſly pleaſed, That none of the now Roman Catholique party ſhall from henceforth, untill there be a ſettlement by Parliament, Sue, Impleade, or Arreſt, or be ſued, Impleaded, or Arreſted in any Court, Place, Judicature,

dicature, or Tribunall, or before any Judge, Justice, or Commissioner whatsoever, other then before the Commissioners aforesaid, or in the severall Corporations, or other Judicatures, within the now Quarters of the said Confederate Catholiques, as hath or have Power derived from His Majestie.

28. *Item*, It is further concluded, accorded, and agreed, by and betweene the said parties, and His Majestie is further graciously pleased, that His Majesties Confederate Catholique Subjects doe continue the possession, of such of His Majesties Cities, Garrisons, Townes, Forts, and Castles, which are within their now Quarters, untill settlement by Parliament, and to be Commanded, Ruled and Governed in chiefe, by such as His Majestie or his chiefe Governor of Governors of this Kingdome for the time being shall Appoint, and His Majestie his chiefe Governer or Governors of this Kingdome as aforesaid, is to issue Commissions, and appoint such person, and persons, as shall be named by His Majesties chiefe Governour, or Governours for the time being, by, and with the advice and consent of the said Lord Viscount *Mountgarret*, *Donnogh*, Lord Viscount *Muskery*, Sir *Daniel ô Bryen*, Sir *Lucas Dillon*, *Nicholas Plunkett*, *Richard Bellings*, *Philip mac Hugh ô Reily*, *Terlagh ô Neale*, *Thomas Fleming*, *Patricke Darcy*, *Gerrald Fennell*, and *Geffry Browne*, Esquires, or any five or more of them; for the execution of such Command, Rule, or Government, to continue untill all the particulars in these present Articles agreed on to passe in Parliament, shall be accordingly passed; only in case of death, or Misbehaviour such other person or persons to be appointed for the said Command, Rule, and Government to be named and appointed in the Place, or places, of him, or them, who shall so die or Misbehave themselves, as the Chiefe Governour or Governours, for the time being, by the advice and consent of the said Lord Viscount *Mountgarret*, and the rest of the above mentioned parties to be authorized as aforesaid, or any five or more of them, shall thinke fit, and to be continued untill settlement in Parliament, as aforesaid.

29. *Item*, It is further concluded, accorded, and agreed, by and betweene the said parties, and His Majestie is further graciously pleased,

pleaſed, that all Cuſtomes belonging to His Majeſtie which from the perfection of theſe preſent Articles ſhall fall due within this Kingdome, ſhall be payed into his Majeſties Receipt, and to His uſe, any Requeſt, Clauſe, or Demand, in the Act of Oblivion, or in any other former Propoſitions to the contrary notwithſtanding; Provided, that all and every perſon and perſons, who are at the preſent Intruſted within the now Quarters of the Confederate Catholiques, by them the ſaid Confederate Catholiques in the Entries, Receipts, Collections, or otherwiſe concerning the ſaid Cuſtomes, doe continue their reſpective Imployments in the ſame, untill full ſettlement in Parliament; other then as to ſuch, and ſo many of them, as to the chiefe Governour, or Governours, for the time being, by the advice and conſent of the ſaid Lord Viſcount *Mountgarret*, and the other perſons to be authorized as aforeſaid, or any five or more of them ſhall be thought fit to be altered, and then, and in ſuch caſe, or in caſe of death or misbehaviour, or other alteration, of any ſuch perſon or perſons, ſuch other perſon or perſons to bee imployed as ſhall be thought fit, by the Chiefe Governour or Governours for the time being, by, and with the advice and Conſent of the ſaid Lord Viſcount *Mountgarret*, and the reſt of the perſons to be authorized as aforeſaid, or any five or more of them; And as to His Majeſties Rents to grow due, at Eaſter next, and from thenceforth, the ſame to be payable unto His Majeſtie notwithſtanding any thing contained in the Article of the Act of oblivion, or in any other Article to the contrary, but the ſame not to be Written for, or Levied, unitll a full ſettlement in Parliament, as aforeſaid.

30. *Item* It is further concluded, accorded, and agreed, by and betweene the ſaid parties; And His Majeſty is further graciouſly pleaſed, That the Commiſſioners of Oyer and Terminer, and Gaole delivery, to be named as aforeſaid, ſhall have Power to heare and Determine all Murthers, Manſlaughters, Rapes, Stealths, Burning of Houſes, and Corne in Reeke, or Stacks, Robberies, Burglaries, forceible entries, Detainers of Poſſeſſions, and other Offences, committed, or done, and to be committed and done from the 15 day of *September*, 1643. untill the firſt day of the next Parliament. Theſe preſent Articles, or any therein contained to the contrary notwithſtanding; Provided that the Authoritie of the ſaid Commiſſioners

shall not extend to question any person, or persons, for doing or Committing any Act whatsoever before the conclusion of this Treaty by vertue or colour of any Warrant or direction from those in publique Authority among the Confederate Catholiques; nor unto any Act which shall be done after the perfecting and concluding of these Articles by vertue of pretence of any authoritie, which is now by these Articles agreed on; Provided also the said Commission shall not continue longer then to the first day of the next Parliament. In witnesse whereof his Excellencie the Marquesse of *Ormond*, Lord Lievtenant of *Ireland* His Majesties Commissioner to that patt of these Articles remaining with the said *Richard* Lord Viscount *Mountgarret*, *Donnogh*, Lord Viscount *Muskry*, Sir *Robert Talbot*, Baronet; *Dermot ô Bryen*, *Patrick Darcie*, *Geffry Browne*, and *John Dillon*, Esquires; And the said *Richard* Lord Viscount *Mountgarret*, *Donnogh*, Lord Viscount *Muskery*, Sir *Robert Talbot*, Barronet; *Dermot ô Bryen*, *Patricke Darcy*, *Geffry Browne and John Dillon*, Esquires; to that part of these Articles remaining with the said Lord Lievtenant, have put their hands and seales at *Dublin* this 28 day of *March* 1646. and in the two and Twentieth yeare of the Raigne of our Soveraigne King CHARLES King of Great *Brittaine*, *France and Ireland*, &c.

FINIS.